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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 945 Session of  
2021

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INTRODUCED BY YAW, YUDICHAK, MARTIN, STEFANO AND BREWSTER,  
NOVEMBER 23, 2021

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REFERRED TO ENVIRONMENTAL RESOURCES AND ENERGY,  
NOVEMBER 23, 2021

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AN ACT

1 Providing for the disposition of alternative energy credits.

2 The General Assembly of the Commonwealth of Pennsylvania

3 hereby enacts as follows:

4 Section 1. Short title.

5 This act shall be known and may be cited as the Alternative  
6 Energy Credits Act.

7 Section 2. Definitions.

8 The following words and phrases when used in this act shall  
9 have the meanings given to them in this section unless the  
10 context clearly indicates otherwise:

11 "Alternative energy credit." As defined in section 2 of the  
12 act of November 30, 2004 (P.L.1672, No.213), known as the  
13 Alternative Energy Portfolio Standards Act.

14 Section 3. Disposition of alternative energy credits.

15 The Department of General Services shall offer for sale,  
16 auction, transfer or other disposition at a fair market value of  
17 an alternative energy credit owned, obtained or entitled to be

1 owned or obtained by the Commonwealth.

2 Section 4. Deposits of proceeds.

3 All proceeds from the sale, auction, transfer or other  
4 disposition of an alternative energy credit in section 3 shall  
5 be deposited into the Marcellus Legacy Fund, established under  
6 58 Pa.C.S. § 2315(a) (relating to Statewide initiatives).

7 Proceeds deposited under this section shall be used by the  
8 Commonwealth Financing Authority for orphan or abandoned oil and  
9 gas well plugging.

10 Section 5. Application.

11 This act shall apply retroactively to any alternative energy  
12 credit acquired on or after January 1, 2019, including any  
13 alternative energy credit associated with contracts for the  
14 purchase or acquisition of alternative energy entered into or  
15 executed by the Commonwealth.

16 Section 6. Effective date.

17 This act shall take effect immediately.